IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

MONDAY, THE 19TH NOVEMBER 2007 / 28TH KARTHIKA 1929

Bail Appl..No. 6966 of 2007()

C.R.180/07 OF EXCISE RANGE, CHENGANNUR
CMP.5443/2007 of J.M.F.C.-II, CHENGANNUR

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PETITIONER/ACCUSED

SANTHOSH, AGED 34 YEARS,
S/O. KUTTAPPAN, PAZHUKKAMODIYIL COLONY,
PENNUKKARA MURI, ALA VILLAGE, CHENGANNURB TALUK.

BY ADV. SRI. K.SHAJ
SRI.B.BALRAJ
SRI.SAJJU.S

RESPONDENTS: RESPONDENT

STATE OF KERALA REPRESENTED BY
ITS PUBLIC PROSECUTOR, HIGH COURT OF KERALA
ERNAKULAM.

BY PUBLIC PROSECUTOR SRI. S.U. NAZAR

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 19/11/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 6966 of 2007

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Dated this the 19th day of November, 2007

O R D E R

Application for regular bail. The petitioner was allegedly found to be in possession of 2 litres of arrack on 25.10.2007. He was arrested and continues in custody from that date. The petitioner has one other case also registered under the Kerala Abkari Act, submits the learned Prosecutor.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer on condition that the Investigator is granted reasonable further time to complete the investigation and I am satisfied that the petitioner can now be directed to be enlarged on bail, subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall not be released from custody on the strength of this order prior to 26.11.2007. The police shall in the meantime make every endeavour to complete the investigation.

(b) He shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(c) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 for a period of two months and thereafter as and when directed by the Investigating Officer in writing to do so.

(R. BASANT)
Judge

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